

4/26/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Michel H. Klein et al
Appl'n. No. : 09/479,240
Filed : January 7, 2000
Title : CHIMERIC IMMUNOGENS
Grp./A.U. : 1645
Examiner : Mark Navarro
Docket No. : 1038-1000

April 23, 2001

BY FACSIMILE

The Commissioner of Patents
and Trademarks,
Washington, D.C. 20231,
U.S.A.

Dear Sir:

This communication is in response to the Office Action of March 23,
2001.

The Examiner required restriction to one of eight different inventions.
Having regard thereto, the applicants hereby elect the invention of Group III, i.e.,
Claims 59 to 74 as directed to hybrid genes comprising PIV-HN and RSV-F. Claim
59 is generic to this combination and claim 60 specifically recites the combination.

This election is made with traverse. At least with respect to Groups I to
IV, it is submitted that these should be examined together. All four groups are
classified in the same subclass, so that there is no undue burden on the Examiner in
searching the prior art.

With respect to Groups V to VIII, these also should be examined

together. All four groups are classified in the same subclass, so that there is no undue burden on the Examiner in searching the prior art.

Respectfully submitted,

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TO: EXAMINER MARK NAVARRO - ART UNIT 1645 - U S. Patent and Trademark Office,
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FROM: MR. MICHAEL I. STEWART

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Applicant(s): Michel H. Klein et al

Docket No.

1038-1000 MIS

Serial No.

09/479,240

Filing Date

January 7, 2000

Examiner

Mark Navarro

Group Art Unit

1645

Invention: CHIMERIC IMMUNOGENS

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